

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

JAN 15 2014

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

CHRIS KOHLER,

Plaintiff - Appellant,

v.

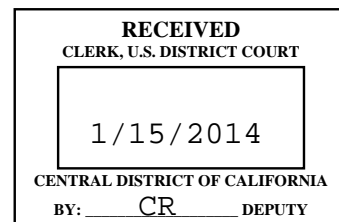
BED BATH & BEYOND OF
CALIFORNIA, LLC, Erroneously Sued
As Bed Bath & Beyond of California
Limited Liability Company, DBA Bed
Bath & Beyond #1097,

Defendant - Appellee.

No. 12-56302

D.C. No. 5:11-cv-01246-VAP-OP
U.S. District Court for Central
California, Riverside

ORDER



A review of the file in this case reveals that counsel has failed to perfect the appeal as prescribed by the Federal Rules of Appellate Procedure.

Pursuant to Ninth Circuit Rule 42-1, this appeal is dismissed for failure to file the opening brief on appeal in this case. Counsel for appellant is directed to notify immediately his/her client in writing regarding this dismissal.

This order served on the district court shall constitute the mandate of this court.

FOR THE COURT:
Molly C. Dwyer
Clerk of Court

Allison Fung
Deputy Clerk